

September 9, 2019

A REGULAR MEETING of the Akron Village Board was held on this date at 7:03 p.m.
Present: Mayor Carl E. Patterson; Trustees E. Peter Forrestel, Michael R. Middaugh, Brian T. Perry and Darrin L. Folger; Village Attorney Andrew Borden, Treasurer Tammy Kelley, Clerk Jayne DeTine, Chief of Police Richard Lauricella, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh and seconded by Folger that the Minutes of the Special Meetings of August 19 and 26, 2019 be and hereby are approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION, duly moved by Forrestel seconded by Folger that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	30,827.23
Electric Fund	\$	122,670.43
Water Fund	\$	4,614.47
Sewer Fund	\$	5,072.16
Capital Projects	\$	6,964.58

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry that the following building permits be and hereby are approved with the application and approval of the Code Enforcement Officer:

Robert Hastrich	177 Main St	Shed	\$96.00
Andrew Houseknecht	35 Mechanic St	Driveway	\$100.00
Robert Laurey	25 Front St	Addition	\$780.50
Pixley’s Market	81 Buell St	Canopy for gas pumps	\$685.00
Tonya Hinton	18 Marshall Ave	Roof over existing deck	\$75.00
Patricia Young-Szlapak	25 Eckerson Ave	Repair Porch	\$80.00
Roger Brewer	73 John St	Shed	\$120.00
Virginia Yaw	65 Wesley Dr	Windows	\$50.00
Heather Lynch	135 Main St	Sewer Repair	\$100.00
First Baptist Church	122 Main St	Repair/Seal Driveway	\$0.00
First Baptist Church	120 Main St	Man Door in Garage	\$0.00
Stephanie O’Neil	241 East Ave	Beam Installation	\$160.00
Elena Olaf	30 Clinton St	Roof	\$50.00
Michael Ross	10 Eckerson Ave	Roof	\$50.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry that the following building permit be and hereby is approved with the application and approval of the Code Enforcement Officer:

Darrin Folger	3 Sunset Blvd.	Carport	\$180.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE

Trustee Folger abstained from voting.

RESOLUTION duly moved by Middaugh and seconded by Folger that the following Application for a Dumpster Permit be and hereby is approved in accordance with the application filed and payment of permit fee:

Michael Ross	10 Eckerson Avenue	Temporary	\$50.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Middaugh that the following Application for a Plumbers License for the year 2019 be and hereby is approved in accordance with the application filed and payment of the annual license fee of \$75.00:

Gary Flanders	Tonawanda, NY	New	\$75.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

PUBLIC HEARING – The Clerk asked the Board to approve holding a Public Hearing regarding the Community Development Block Grant (CDBG) Program for October 7, 2019 at 7:00 pm.

RESOLUTION duly moved by Middaugh and seconded by Perry to hold the 2020-2021 CDBG Public Hearing on Monday October 7, 2019 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

APPEARANCE – none

PUBLIC COMMENT – Michael Bassanello came before the Board to request a credit of the sewer portion of his utility bill due to an internal water leak in his building at 73 Main Street. The Board agreed to review.

Martin Schuman from Hake Road came before the Board to discuss the speed change from 55 mph to 50 mph on Hake Road which resulted from his petition for a speed reduction. He was told by a representative at the NYSDOT that a two-hour study was conducted on July 26, 2019 from 11 am – 1 pm. Mr. Schuman asked the Board to write a letter to the NYSDOT to conduct a longer study to get a better idea of the traffic during the whole day. Mr. Schuman would like the speed reduced to a lower speed.

PROJECT REPORTS –

Village Hall ADA Front Entrance Project – Attorney Borden stated that Brian Stamm from the Stamm Law Firm has been working with the Insurance Companies regarding the water damage resulting from the project. Clerk DeTine has sent in the final paperwork to claim the balance of the grant money due.

Main Street Milling and Paving Project – Public Works Manager Jon Cummings stated that the project is now tied to the Liberty and Washington Streets project. He estimated the final milling and paving would be scheduled in about three weeks.

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – reported: discussed in Work Session, Cable Contract, Farm Market on Eckerson Avenue and possible Splash Pad in Russell Park.

CLERK –submitted report for August 2019 reported: Collected 1167 Tax Bills in the amount of \$1,057,787.10 (97.13%); continued working with Monica from Paramount with the “wrap” regarding the movie; continuing work with Sheri and Beth from Mind Squad on the Village Handbook; attended Zoning Board meeting on August 28, 2019.

CHIEF OF POLICE – submitted report for August 2019 and schedule for September 2019. Reported: Cruise Nights are done except for the Super Cruise and Craft Show scheduled for September 14, 2019; Officer Kolmetz will be unavailable for duty due to a medical procedure; speed sign is broken and he will be checking on pricing for a new one; Akron Central School is back in session and happy to report that we have a full staff of Crossing Guards available; looking into repair of damage to the Police Vehicle.

PUBLIC WORKS MANAGER – reported: Suit Kote completed the micro paving of Upper Hoag Avenue, Oak Street, Upper Marshall Avenue, Indianola Avenue, Newton Avenue, Churchill Street, Eckerson Avenue/Madison Avenue, Townsend Street and Upper Main Street; Washington Street/Liberty Street curbing is complete and stated the residents were very patient with having their driveways blocked; received notice from NYSDEC approving the preliminary Engineering Report for the Disinfection as part of the Sewer Capital Project; discussed the Erie County Water line coming across five corners, Board had no objections; mentioned that the Electric Department has been busy replacing poles and has done a great job; recommended allowing DPW Employee Frederick Bedford to carry over 95 hours of vacation time which includes the 40 hours contractually permitted.

RESOLUTION duly moved by Middaugh and seconded by Folger to allow Public Works Employee Frederick Bedford to carry over 95 hours of vacation time which includes the contractual permitted 40 hours overage to be used by December 16, 2019 as approved by Public Works Manager Jon Cummings be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

CODE ENFORCEMENT OFFICER – submitted report for August 2019. Reported: Property Maintenance Violations are up and two may end up in Court; Court Case of 37 Cedar Street has been finalized; discussion of 26 Mechanic Street and 39 Bloomingdale Avenue.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – reported: Finance Committee meeting is scheduled for September 12, 2019 at 11:30 am. A Cable and Electric Committee Meeting is scheduled for September 16, 2019 at 2 pm.

Trustee Middaugh – reported: Questioned if Clerk was in receipt of the new draft of the Village Hand Book from Mind Squad yet. Clerk stated it has not been forwarded as of today.

Mayor Patterson – reported: Human Resource Committee meeting is scheduled for 8 am on Friday September 13, 2019.

Trustee Forrestel – reported: Finance Committee Meeting is scheduled for Thursday, September 12, 2019 at 11:30 am. Water Wastewater Committee meeting is scheduled for Monday, September 16, 2019 at 5:30 pm.

Trustee Folger – reported: The Code Enforcement Committee met this evening and hosted Michael Billoni, Jordan Zeranti, ESQ, and Yanis Saldo from the Erie County Clerk’s Zombie Initiative. They explained how this new law could help the Village with any vacant homes that still have a mortgage.

OLD BUSINESS

Clinton Street/Eckerson Avenue/ 43 East Avenue Village Land – Attorney Borden will schedule a meeting along with Trustee Forrestel and others to discuss the possibility of a Farmer’s Market on the Eckerson Avenue Village Property.

Cable Contract – A final copy of the Cable Contract will be sent to the Cable Committee Coordinators for their review.

Corrective Action Plan – still working with the Human Resource Committee as well as Sheri and Beth from MindSquad regarding the updating of the Village handbook.

Joint Comprehensive Master Plan – Nothing new.

NEW BUSINESS

RESOLUTION duly moved by Folger and seconded by Forrestel to allow Treasurer Tammy Kelley to attend the NYS Retirement System Employer Education Seminar on October 11, 2019 from 9:00 am – 3:30 pm at the Hamburg Town Hall in Hamburg, NY at no cost except a possible meal fee be and hereby is approved.

ADOPTED	CARL E. PATTERSON	-AYE
	E. PETER FORRESTEL	-AYE
	MICHAEL R. MIDDAGH	-AYE
	BRIAN T. PERRY	-AYE
	DARRIN L. FOLGER	-AYE

RESOLUTION duly moved by Forrestel and seconded by Perry to appoint the MEUA Executive Committee as the Village voting delegate at the Annual MEUA Conference on September 10-13, 2019 in Fairport, NY be and hereby is approved.

ADOPTED	CARL E. PATTERSON	-AYE
	E. PETER FORRESTEL	-AYE
	MICHAEL R. MIDDAGH	-AYE
	BRIAN T. PERRY	-AYE
	DARRIN L. FOLGER	-AYE

RESOLUTION duly moved by Folger and seconded by Middaugh to allow Public Works Manager, Jon Cummings, to carry over 67.50 hours of vacation, including the 40-hour overage the Village allows to be used by November 21, 2019 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	-AYE
	E. PETER FORRESTEL	-AYE
	MICHAEL R. MIDDAGH	-AYE
	BRIAN T. PERRY	-AYE
	DARRIN L. FOLGER	-AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to Waive the 30-day notification for Palizay Enterprises, Inc. dba Yogi's Brick Oven Bistro application for a Liquor License for the property located at 15 Main Street be and hereby is approved.

ADOPTED	CARL E. PATTERSON	-AYE
	E. PETER FORRESTEL	-AYE
	MICHAEL R. MIDDAUGH	-AYE
	BRIAN T. PERRY	-AYE
	DARRIN L. FOLGER	-AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the Village Engineer Ed Schiller from Wm. Schutt and Associates to complete a survey of the sidewalks in the Business District along Main Street in an amount not to exceed \$5,500.00 and to approve the preliminary design for the Handicap sidewalk grant application not to exceed the amount of \$4,000.00 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	-AYE
	E. PETER FORRESTEL	-AYE
	MICHAEL R. MIDDAUGH	-AYE
	BRIAN T. PERRY	-AYE
	DARRIN L. FOLGER	-AYE

CORRESPONDENCE –

Planning Board Minutes of July 15, 2019.

Letters from Charter Communications dated August 15, 2019 notifying the Village of broadcasting changes and dated September 6, 2019 notifying of monthly price changes.

Zoning Board of Appeals Minutes of August 28, 2019.

Assessor's Report #2 for August 2019 and Report #1 for September 2019.

Letter from Jackson Street Resident, Martin Schuman, regarding speed study done on Hake Road.

PUBLIC COMMENT – none

On motion of Middaugh and seconded by Perry at 8:05 p.m. this meeting was ADJOURNED.

MAYOR

CLERK